

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

STEVEN WAYNE FELDMANN,

Plaintiff,

v.

DEPARTMENT OF CORRECTIONS LOS
ANGELES, CALIFORNIA, *et al.*,

Defendants.

Case No. 3:15-cv-00132-MMD-VPC

TRANSFER ORDER

I. DISCUSSION

Plaintiff, a *pro se* prisoner who is incarcerated in Wisconsin, has submitted an application to proceed *in forma pauperis* and a civil rights complaint pursuant to 42 U.S.C. § 1983. (Dkt. no. 1, 1-1.) Plaintiff sues various defendants for events that took place in California and Wisconsin. (See dkt. no. 1-1.) All of the defendants reside in California cities such as Los Angeles, Montclair, and Rancho Cucamonga. (*Id.* at 2.)

Pursuant to 28 U.S.C. § 1391(b), a plaintiff may bring an action in:

(1) a judicial district in which any defendant resides, if all defendants are residents of the State in which the district is located; (2) a judicial district in which a substantial part of the events or omissions giving rise to the claim occurred, or a substantial part of property that is the subject of the action is situated; or (3) if there is no district in which an action may otherwise be brought as provided in this section, any judicial district in which any defendant is subject to the court's personal jurisdiction with respect to such action.

28 U.S.C. § 1391(b)(1)-(3). Pursuant to 28 U.S.C. § 1406, if a case has been filed in the wrong district or division, the district court in which the case has been incorrectly filed

1 may "transfer such case to any district or division in which it could have been brought."
2 28 U.S.C. § 1406(a).

3 The Court finds that the District of Nevada is not the appropriate venue for this
4 action because the events occurred in California and Wisconsin and the defendants
5 reside in California. Los Angeles, Montclair, and Rancho Cucamonga are in the Central
6 District of California. Los Angeles is in the Western Division and Montclair and Rancho
7 Cucamonga are in the Eastern Division. The Court directs the Clerk of the Court to
8 transfer this action to the United States District Court for the Central District of
9 California, Eastern Division. This Court offers no opinion on the merits of this action or
10 on the application to proceed *in forma pauperis*. The Clerk of the Court is directed to
11 close the case in this Court.

12 **II. CONCLUSION**

13 For the foregoing reasons, it is ordered that the Clerk of the Court shall transfer
14 this case to the United States District Court for the Central District of California, Eastern
15 Division.

16 It is further ordered that the Clerk of the Court shall close the case in this Court.

17 DATED THIS 6th day of March 2015.

18
19
20
21
22
23
24
25
26
27
28



MIRANDA M. DU
UNITED STATES DISTRICT JUDGE